

1 *Parties Listed On Signature Page*

5 *E-FILED - 9/24/08*

8 UNITED STATES DISTRICT COURT
9 NORTHERN DISTRICT OF CALIFORNIA, SAN JOSE DIVISION

11 RAMBUS INC.,
12 Plaintiff,
13 vs.
14 HYNIX SEMICONDUCTOR INC., et al.,
15 Defendant.

CASE NO.: C 05-00334 RMW

**STIPULATION AND [REDACTED]
ORDER TO EXTEND THE DEADLINES
FOR MCALEXANDER DEPOSITION AND
ANY RELATED DAUBERT BRIEFING**

Judge: Hon. Ronald M. Whyte
Courtroom: 6

16 RAMBUS INC.,
17 Plaintiff,
18 vs.
19 SAMSUNG ELECTRONICS CO., LTD.,
20 et al.,
21 Defendant.

CASE NO.: C 05-02298 RMW

22 RAMBUS INC.,
23 Plaintiff,
24 vs.
25 MICRON TECHNOLOGY INC., et al,
26 Defendants.

CASE NO. C-06-00244 RMW

1 WHEREAS, the expert discovery cutoff for the jury trial commencing on January
2 19, 2009 (the “January 19 Trial”) was set for October 10, 2008 by Order dated July 16, 2008;

3 WHEREAS, the Court’s Order of July 16, 2008 provides that *Daubert* motions
4 must be filed by October 17, 2008, with oppositions due by October 31, 2008, and replies due by
5 November 7, 2008;

6 WHEREAS, the Manufacturers’ expert Mr. McAlexander is not available for
7 deposition until October 14, 2008;

8 WHEREAS, the parties have agreed that Mr. McAlexander’s deposition relating to
9 his invalidity report may be taken on October 14, 2008 if Rambus can file any *Daubert* motion
10 related to Mr. McAlexander’s testimony on or before October 21, 2008;

11 WHEREAS, the Manufacturers have requested a corresponding extension of the
12 filing dates for the opposition and reply to any such *Daubert* motion;

13 WHEREAS, the parties agree that this extension will not impact the January 19,
14 2009 trial date;

15 WHEREAS, the parties have agreed to the following briefing schedule for any
16 *Daubert* motion related to Mr. McAlexander;

17 NOW, THEREFORE, IT IS ORDERED THAT

18 The close of expert discovery in the above-caption actions shall be extended to
19 accommodate the agreement of counsel regarding Mr. McAlexander’s deposition set forth above;

20 Rambus shall file any *Daubert* motion relating to Mr. McAlexander on or before
21 October 21, 2008;

22 The Manufacturers will file their opposition to any such motion on or before
23 November 4, 2008;

24 Rambus will file its reply on or before November 11, 2008.

25 SO ORDERED

26 DATED: 9/24/08



27 The Honorable Ronald M. Whyte
28 District Judge

1 DATED: September 19, 2008

MUNGER, TOLLES & OLSON LLP
SIDLEY AUSTIN LLP
McKOOL SMITH P.C.

4 By: /s/ Jennifer L. Polse
5 JENNIFER L. POLSE

6 Attorneys for RAMBUS INC.

7 DATED: September 19, 2008

8 THEODORE BROWN III
TOWNSEND and TOWNSEND and CREW,
LLP

9 By /s/ Theodore Brown III
10 THEODORE BROWN III

11 Attorneys for HYNIX SEMICONDUCTOR
12 INC., HYNIX SEMICONDUCTOR
13 AMERICA INC., HYNIX
14 SEMICONDUCTOR MANUFACTURING
15 AMERICA INC., HYNIX
16 SEMICONDUCTOR U.K. LTD., and HYNIX
17 SEMICONDUCTOR DEUTSCHLAND
18 GmbH

19 DATED: September 19, 2008

20 SVEN RAZ
WEIL, GOTSHAL & MANGES LLP

21 By: /s/ Sven Raz
22 SVEN RAZ

23 Attorneys for MICRON TECHNOLOGY
24 INC., et. al.

25 DATED: September 19, 2008

26 MATTHEW ANTONELLI
WEIL, GOTSHAL & MANGES LLP

27 By: /s/ Matthew Antonelli
28 MATTHEW ANTONELLI

29 Attorneys for SAMSUNG ELECTRONICS
30 CO., LTD., SAMSUNG ELECTRONICS
31 AMERICA, INC., SAMSUNG
32 SEMICONDUCTOR, INC., AND SAMSUNG
33 AUSTIN SEMICONDUCTOR, L.P.

1 DATED: September 19 , 2008

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THERESA E. NORTON
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By: /s/ Theresa E. Norton
THERESA E. NORTON

Attorneys for NANYA TECHNOLOGY
CORPORATION and NANYA
TECHNOLOGY CORPORATION USA

Filer's Attestation:

I, Jennifer L. Polse, am the ECF user whose identification and password are being used to file this **STIPULATION AND [PROPOSED] ORDER TO EXTEND THE DEADLINES FOR THE MCALEXANDER DEPOSITION AND ANY RELATED DAUBERT BRIEFING.** In compliance with General Order 45.X.B, I hereby attest that Theodore Brown, Sven Raz, Matthew Antonelli and Theresa Norton concur in this filing.

By: /s/ Jennifer L. Polse
Jennifer L. Polse